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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/845,611	04/30/2001	Peter Kassan	P/1318-129	2623
2352 75	90 12/20/2004		EXAMINER	
OSTROLENK FABER GERB & SOFFEN 1180 AVENUE OF THE AMERICAS			BACKER, FIRMIN	
	NY 100368403		ART UNIT	PAPER NUMBER
•			3621	
			DATE MAILED: 12/20/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	\mathcal{N}				
Advisory Action	09/845,611	KASSAN ET AL.	100				
Advisory Action	Examiner	Art Unit					
	Firmin Backer	3621					
The MAILING DATE of this communication appe	ars on the cover sheet with the o	correspondence addres	s				
THE REPLY FILED 02 December 2004 FAILS TO PLACE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appears amination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this application in the same of th	cation. A proper reply ich places the applicati	to a ion in				
PERIOD FOR RE	PLY [check either a) or b)]						
a) The period for reply expires <u>3</u> months from the mailing date of	•						
b) The period for reply expires on: (1) the mailing date of this Adv event, however, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The data have been filed is the date for purposes of determining the period of extensions of the state of the shortened (b) above, if checked. Any reply received by the Office later than three most parent by the mailing date of the shortened (c) are also state of the shortened parent term adjustment. See 37 CFR 1.704(b).	an SIX MONTHS from the mailing date o FILED WITHIN TWO MONTHS OF TH te on which the petition under 37 CFR 1.5 sion and the corresponding amount of the I statutory period for reply originally set in	f the final rejection. E FINAL REJECTION. See 136(a) and the appropriate exemple exemple extens the final Office action; or (2)	MPEP tension fee sion fee under as set forth in				
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.							
2. The proposed amendment(s) will not be entered because:							
(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);							
(b) they raise the issue of new matter (see Note b	pelow);						
(c) they are not deemed to place the application i issues for appeal; and/or	in better form for appeal by mat	erially reducing or sim	plifying the				
(d) they present additional claims without cancel NOTE:	ing a corresponding number of	finally rejected claims.					
3. Applicant's reply has overcome the following rejection	etion(s):						
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).							
5.⊠ The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: Applicant's argument's are not persuasive.							
The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.							
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we			d an				
The status of the claim(s) is (or will be) as follows:							
Claim(s) allowed:		•					
Claim(s) objected to:	•						
Claim(s) rejected:							
Claim(s) withdrawn from consideration:		•					
8. ☐ The drawing correction filed on is a) ☐ app	proved or b) disapproved by	the Examiner.					
9. Note the attached Information Disclosure Stateme	nt(s)(PTO-1449) Paper No(s).						
10. Other:		Firmin Backer Primary Examiner Art Unit: 3621	_				
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